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TO:

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450	FROM: Dennis R. Daley OUR REF: 9663.74USWO TELEPHONE: 612.336.4689
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SEP 28 2006

Total pages, including cover letter: 6

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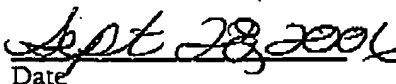
Title of Document Transmitted: Communication / Rule 63 DeclarationApplicant: Nielsen et al.Serial No.: 10/509,696Filed: August 30, 2005Group Art Unit: 2828Our Ref. No. 9663.74USWOConfirmation No. 2176

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By:

Name: Dennis R. DaleyReg. No.: 34,994

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Jo Ann Mattson
Signature
Date

GEN033.DOT

S/N 10/509,696

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED
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Applicant: NIELSEN ET AL. Examiner: UNKNOWN
Serial No.: 10/509,696 Group Art Unit: 2828
Filed: AUGUST 30, 2005 Docket No.: 9663.74USWO
Title: LASER SYSTEM

SEP 28 2006

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 on September 28, 2006.

By:

Name: Jo Ann Mattson

Communication

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

This Communication is filed in furtherance of the Supplemental Petition mailed to the United States Patent and Trademark Office on August 31, 2006.

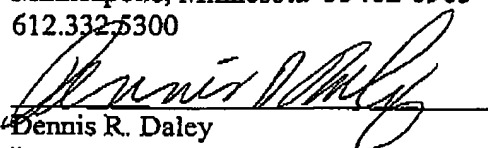
Enclosed with this Communication is a copy of a Rule 63 Declaration executed by Niels-Soren Bogh on December 21, 2004 and Martin Egede Nielsen on September 14, 2006.

The signature of Martin Egede Nielsen in the Rule 63 Declaration appears to be conditioned upon a particular restriction of the use of the invention. It is submitted that a restriction on the use of the invention is improper for purposes of a Declaration under 37 C.F.R. § 1.163. Because the requirements of 37 C.F.R. § 1.163 have been satisfied, it is submitted that the restriction of use expressed on the last page of the Declaration should be ignored and considered ineffective.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
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Date: September 28, 2006


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